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UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF CALIFORNIA

YELLOWCAKE, INC., California
corporation,

Plaintiff,

v.

HYPHY MUSIC, INC.,

Defendant.

Case No.: 1:20-cv-00988-AWI-BAM
[Assigned to the Hon. Jennifer L. Thurston]
**[PROPOSED] ORDER GRANTING
DEFENDANT/COUNTERCLAIMANT'S
NOTICE OF MOTION AND MOTION
FOR SUMMARY JUDGMENT**

HYPHY MUSIC, INC.,

Counterclaimant,

v.

YELLOWCAKE, INC.; COLONIZE
MEDIA, INC; JOSE DAVID
HERNANDEZ; and JESUS
CHAVEZ SR,

Counter-Defendants.

Date: June 27, 2023
Time: 9:00 a.m.
Dept.: Courtroom 4 (7th Floor)
2500 Tulare Street
Fresno, CA 93721
Judge: Hon. Jennifer L. Thurston

**[PROPOSED] ORDER GRANTING DEFENDANT/COUNTERCLAIMANT'S
NOTICE OF MOTION AND MOTION FOR SUMMARY JUDGMENT**

[PROPOSED] ORDER

On June 27, 2023 at 9:00 a.m. in Courtroom 4 of the United States District Court, Eastern District of California, located at 2500 Tulare Street, Fresno, California 93721, the Honorable Jennifer L. Thurston presiding, the motion, pursuant to Rule 56 of the Federal Rules of Civil Procedure (“*FRCP*”), for summary judgment, or, in the alternative, summary adjudication (the “*Motion*”) filed by Defendant/Counterclaimant HYPHY MUSIC, INC., (“*Hyphy*”) (a) as to the Complaint filed by Plaintiff YELLOWCAKE, INC. (“*Yellowcake*”) against Hyphy, in its entirety, and (b) in Hyphy’s favor as to its Second and Sixth Claims for Relief set forth in its Amended Counterclaim against Counter-Defendants Yellowcake, JOSE DAVID HERNANDEZ (“*Hernandez*”), and COLONIZE MEDIA, INC. (“*Colonize*”) (collectively “*Cross-Defendants*”) came on regularly for hearing.

After considering Hyphy’s Motion, the papers in support of and in opposition to the same, as well as the oral arguments of the parties and papers on file in the action, and finding good cause therefore, the Court hereby **GRANTS** the Motion.

THEREFORE, IT IS SO ORDERED that:

1. Yellowcake’s Complaint is dismissed in its entirety, with prejudice, or, in the alternative, the _____ Claims are dismissed, with prejudice; and
2. Summary adjudication in favor of Hyphy is proper as to the _____ Counterclaims in Hyphy’s Amended Counterclaim.

IT IS SO ORDERED

DATED: _____

The Honorable Jennifer L. Thurston
United States District Judge

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a copy of the foregoing electronically filed document has been served via a “Notice of Electronic Filing” automatically generated by the CM/ECF System and sent by e-mail to all attorneys in the case who are registered as CM/ECF users and have consented to electronic service pursuant to L.R. 5-3.3.

Dated: May 19, 2023

By: /s/ John Begakis
John M. Begakis